

## Agricultural Marketing Service, USDA

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AUTHORITY: 7 U.S.C. 601–674.

## Subpart—Order Regulating Handling

SOURCE: 25 FR 9093, Sept. 22, 1960, unless otherwise noted. Redesignated at 26 FR 12751, Dec. 30, 1961.

### DEFINITIONS

#### § 906.1 Secretary.

*Secretary* means the Secretary of Agriculture of the United States, or any employee of the Department to whom authority has heretofore been delegated, or to whom authority may hereafter be delegated, to act in his stead.

#### § 906.2 Act.

*Act* means Public Act No. 10, 73d Congress, as amended and as re-enacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (sections 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674).

#### § 906.3 Person.

*Person* means an individual, partnership, corporation, association, or any other business unit.

#### § 906.4 Production area.

*Production area* means all territory in the counties of Cameron, Hidalgo, and Willacy in the State of Texas.

#### § 906.5 Fruit.

*Fruit* means either or both of the following citrus fruits grown in the production area: (a) *Citrus grandis*, Osbeck, commonly called grapefruit, and (b) *Citrus sinensis*, Osbeck, commonly called oranges.

#### § 906.6 Handler.

*Handler* is synonymous with *shipper* and means any person (except a common or contract carrier of fruit owned by another person) who handles fruit or causes fruit to be handled.

(a) *Independent handler*. *Independent handler* means any handler other than a handler that is a cooperative marketing organization.

(b) [Reserved]

#### § 906.7 Handle.

*Handle* or *ship* means to transport or sell fruit, or in any other way to place

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fruit, in the current of commerce between the production area and any point outside thereof in the United States, Canada, or Mexico.

## § 906.8 Producer.

*Producer* means any person engaged in a proprietary capacity in the production of fruit for market.

(a) *Independent producer.* *Independent producer* means any producer who does not market his fruit through a handler that is a cooperative marketing organization.

(b) [Reserved]

## § 906.9 Grade and size.

*Grade* means any one of the established grades of fruit and *size* means any one of the established sizes of fruit as defined and set forth in the applicable U.S. Standards for fruit (§§ 51.680 through 51.714 and §§ 51.620 through 51.653) issued by the United States Department of Agriculture, or amendments thereto, or modifications thereof, or variations based thereon recommended by the committee and approved by the Secretary.

## § 906.10 Pack.

*Pack* means the specific grade, quality, size, or arrangement of fruit in a particular container or containers.

## § 906.11 Maturity.

*Maturity* means various degrees of ripeness for fruit as established by the committee with approval of the Secretary.

## § 906.12 Container.

*Container* means any box, bag, crate, hamper, basket, package, bulk carton, or any other type of receptacle used in the packaging, transportation, sale, or other handling of fruit.

## § 906.13 Variety or varieties.

*Variety or varieties* means any one or more of the following groupings or classifications of fruit: (a) Navel oranges; (b) Early and Midseason oranges, except Navel oranges; (c) Valencia and similar late type oranges; (d) white seeded grapefruit; (e) white seedless grapefruit; (f) pink and red seeded grapefruit; and (g) pink and red seedless grapefruit.

## 7 CFR Ch. IX (1-1-06 Edition)

## § 906.14 Committee.

*Committee* means the Texas Valley Citrus Committee, established pursuant to § 906.18.

## § 906.15 Fiscal period.

*Fiscal period* means the period beginning August 1 and ending July 31 following; or such annual beginning and ending dates as may be approved by the Secretary pursuant to recommendations of the committee.

## § 906.16 District.

*District* means any of the geographic divisions of the production area initially established pursuant to § 906.20 or as re-established pursuant to § 906.21.

## COMMITTEE

## § 906.18 Establishment and membership.

(a) The Texas Valley Citrus Committee, consisting of fifteen (15) members is hereby established. For each member of the committee there shall be an alternate who shall have the same qualifications as the member.

(b) Nine members shall be producers who produce fruit in the district which they represent and are residents of the production area. Two of the producer members shall be producers who market their fruit through cooperative marketing organizations, and seven of the producer members shall be independent producers. Producer members shall not have a proprietary interest in or be employees of a handler organization: *Provided*, That members of a cooperative marketing organization shall not be considered as having a proprietary interest in a handler organization because of such membership.

(c) Six members shall be handlers who are residents of the production area. One handler member shall represent cooperative marketing organizations; five handler members shall represent independent handlers.

## § 906.19 Term of office.

(a) The term of office of committee members and their respective alternates shall be for three years beginning August 1 and ending July 31: *Provided*, That the term of office of one-third of